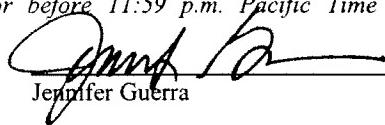


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on June 4, 2009 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.



Jennifer Guerra

Applicant : Frederick L. Jordan Confirmation No. 6893  
Application No. : 10/517,901  
Filed : December 10, 2004  
Title : METHOD AND COMPOSITION FOR USING STABILIZED BETA-CAROTENE AS CETANE IMPROVER IN HYDROCARBONACCOUS  
Grp./Div. : 1797  
Examiner : Ellen M. McAvoy  
Docket No. : 60638/O249

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
June 4, 2009

Commissioner:

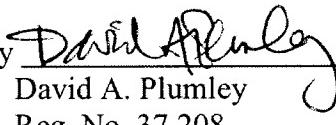
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office action dated December 4, 2008 of the Primary Examiner's final action of claims 1-5, 8, 10, 12, 14, 16-23, and 31-33.

- A Petition for Extension of Time and the fee are enclosed.  
 Our check for \$270.00 to cover the fee for this appeal is enclosed.  
 A Small Entity Claim is enclosed.  
 No fee is required for this Notice of Appeal because the fee was paid in a prior appeal.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By   
David A. Plumley  
Reg. No. 37,208  
626/795-9900

DAP/jhg